

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No. Serie 5652

Anticipated Classification of this application:

Class _____ Subclass _____

Prior application:

Examiner: Carl D. Price

Art unit: 3743

COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450

Dear Sir:

This is a request for filing a [] continuation [X] divisional application under 37 C.F.R. §1.53(b), of pending prior Application Serial No. **09/819,197**, filed **March 28, 2001**, for **HIGH VELOCITY INJECTION OF ENRICHED OXYGEN GAS HAVING LOW AMOUNT OF OXYGEN ENRICHMENT**, by the following named inventor(s):

- (a) Full Name Ovidiu MARIN
- (b) Full Name Benjamin BUGEAT
- (c) Full Name Eric STREICHER
- (d) Full Name Pietro DIZANNO

[X] The entire disclosure of the prior application from which a copy of the oath or declaration is supplied herewith is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

[] This application is being filed by less than all the inventors named in the prior application. In accordance with 37 C.F.R. 1.63(d)(2), the Commissioner is requested to delete the name(s) of the following person or persons who are not inventors of the invention being claimed in this application.

- (a) Full Name _____
- (b) Full Name _____
- (c) Full Name _____

1. [X] Enclosed is a copy of the prior Application No. **09/819,197** on **March 28, 2001**, including copies of the specification, claims, drawings and the executed oath or declaration as filed.

2. [] Enclosed is a revised prior application and a copy of the prior executed oath or declaration as filed. No new matter has been added to the revised application.

3. [] _____ statement(s) claiming small entity status [] are enclosed [] were filed in prior Application No. _____, filed on _____.

4. ☒ The filing fee is calculated below ☐ and in accordance with the enclosed preliminary amendment:

CLAIMS					
	NO. OF CLAIMS		EXTRA CLAIMS	RATE	FEE
Basic Application Fee					\$770.00
Total Claims	11	MINUS 20 =	0	x \$18.00=	\$00
Independent Claims	2	MINUS 3 =	0	x \$86.00=	\$0.00
If multiple dependent claims are presented, add \$280.00					
Total Application Fee					\$0.00
If small entity status is claimed, subtract 50% of Total Application Fee					
Add Assignment Recording Fee of \$40.00 if Assignment document is enclosed					
TOTAL APPLICATION FEE DUE					\$770.00

5. ☒ Charge \$ 770.00 to Deposit Account No. 01-1375 for fee due.
6. ☐ A check in the amount of \$ _____ is enclosed for the fee due.
7. ☒ The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 01-1375. This paper is submitted in duplicate.
8. ☒ Cancel in this application original claims 1-35; 42-45 and 51 of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)
9. ☒ Amend the specification by inserting before the first line the sentence: --This application is a divisional of Application No. **09/819,197** filed **March 28, 2001**.
10. ☐ Transfer the drawings from the pending prior application to this application and abandon said prior application as of the filing date according this application. A duplicate of this paper is enclosed for filing in the prior application file. (May only be used if signed by person authorized under 37 C.F.R. § 1.138 and before payment of issue fee.)
11. ☐ New formal drawings are enclosed.
12. ☐ Priority of Application No. _____ filed on _____ in _____ (country) is claimed under 35 U.S.C. § 119.

☐ The certified copy of the priority application
☐ is enclosed

☐ was filed on _____ in prior Application No. _____, filed on _____.
☐ has not yet been filed.

13. ☐ A preliminary amendment is enclosed.

14. ☐ Also enclosed _____.

15. ☒ The power of attorney in the prior application is to Linda K. Russell, Reg. No. 34,918.

- a. ☒ The power appears in the original papers in the prior application.
- b. ☐ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
- c. ☐ Recognize as Associate Attorney
- d. ☒ Address all future communications to:
Linda K. Russell
Intellectual Property Department
Air Liquide
2700 Post Oak Boulevard, Suite 1800
Houston, Texas 77056



Date: December 8, 2003
Air Liquide
2700 Post Oak Blvd., Suite 1800
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(713) 624-8954
(713) 624-8950 FAX

Linda K. Russell, Registration No. 34,918
☐ Inventor(s)
☐ Assignee of complete interest
☒ Attorney or agent of record
☐ Filed under § 1.34(a)

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CERTIFICATE OF EXPRESS MAILING
UNDER 37 CFR 1.10

I hereby certify that this transmittal and the documents referred to as attached therein are being deposited with the United States Postal Service on this date December 8, 2003, in an envelope as "EXPRESS MAIL, POST OFFICE TO ADDRESSEE", mailing label number EV 307656868, addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



Stacy Forte

Air Liquide
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